

Message Text

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PAGE 01 LONDON 10849 101820Z
ACTION EB-08

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00
DODE-00 DOTE-00 INR-10 NSAE-00 FAA-00 L-03 /036 W
-----075441 111645Z /46
R 101807Z JUL 78
FM AMEMBASSY LONDON
TO SECSTATE WASHDC 7958

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E. O. 11652: N/A
TAGS: EAIR, US, UK
SUBJECT: CIVAIR: USE OF 3 PER CENT WAIVER PROVISION
FOR CHARTERS

REF: A) LONDON 10571; B) LONDON 10237

1. IN ACCORDANCE WITH THE DEPARTMENT OF TRADE POLICY
SET FORTH IN LONDON 10237, A TIA STUDY GROUP CHARTER
ADMITTED JUNE 25 UNDER WAIVER PROVISIONS NEED NOT BE
COUNTED AGAINST THE WAIVER ENTITLEMENT OF ANNEX 4 OF BER-
MUDA 2. A JULY 7 LETTER FROM THE DOT STATES:
"...THE FLIGHT REFERRED TO CONFORMS WITH THE
REQUIREMENTS FOR CATEGORY B CHARTERS AND NEED NOT
BE COUNTED AGAINST THE ENTITLEMENT FOR FLIGHTS
UNDER WAIVER. ALTHOUGH CATEGORY B CHARTERS ARE
SUBJECT TO ADVANCE LISTING AT 15 DAYS, THE SIDE
LETTER BETWEEN MR. SHOVELTON AND MR. ATWOOD OF
15 APRIL ON THE SUBJECT OF ITCS, ALLOWS CATEGORY
B CHARTERS TO OPERATE WITHOUT THE ADVANCE PURCHASE
REQUIREMENT IF THEIR PRICE IS ABOVE THE MINIMUM ITC
PRICE IN FORCE IN CAB ITC REGULATIONS. THE LOWEST
TOUR PRICE ON THE FLIGHT MENTIONED WAS 995 DOLLARS
WHICH IS ABOVE THE MINIMUM ITC PRICE (IE 110 PER
CENT OF THE GIT FARE NEW YORK/LONDON--562 DOLLARS--
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EQUALS 618 DOLLARS)."

2. HOWEVER, THE DOT BELIEVES THAT THE CAPITOL FLIGHTS
OF JULY 1 AND 8, WHICH CARRIED LAST MINUTE OTC GROUPS,
SHOULD BE COUNTED AGAINST THE WAIVER ENTITLEMENT, AND
WILL SHORTLY BE SO INFORMING THE US CAB THROUGH THE
BRITISH EMBASSY IN WASHINGTON. THE DOT STATES:

"...WE CANNOT AGREE THAT PRICES FOR THE TWO OTCS ARE ABOVE THE CAB MINIMUM PRICE FOR ITCS. THE LATTER IS 110 PER CENT OF THE 'INDIVIDUALLY TICKETED' (GIT) FARE WHICH FOR THE ROUTE IN QUESTION (NEW YORK-LONDON) IS 562 DOLLARS. A 10 PER CENT ADDITION GIVES A FIGURE OF 618 DOLLARS WHICH IS HIGHER THAN THE PRICE OF THE OTCS, 449 DOLLARS. THE TWO FLIGHTS WILL, THEREFORE, COUNT AGAINST THE ENTITLEMENT UNDER PARAGRAPH 3(B) OF ANNEX 4 FOR FLIGHTS SUBJECT TO WAIVER."

3. PLEASE SEND TEXT OF APRIL 15 SIDE LETTER.

BREWSTER

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NNN

Message Attributes

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